

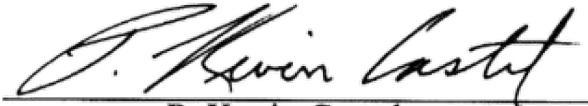
IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE: GOOGLE DIGITAL  
ADVERTISING ANTITRUST  
LITIGATION

***This Document Relates To:***

*Emmerich Newspapers, Inc., et al.*  
*v. Google, LLC, et al.*  
1:21-cv-06794-PKC

SO ORDERED.  
Dated: 1/10/2024

  
Civil Action Nos. P. Kevin Castel  
United States District Judge

21-md-3010 (PKC)  
1:21-cv-06794 (PKC)

**PLAINTIFFS' NOTICE OF VOLUNTARY DISMISSAL WITHOUT  
PREJUDICE PURSUANT TO FEDERAL RULE OF CIVIL  
PROCEDURE 41(a)(1)**

**PLEASE TAKE NOTICE** that Plaintiffs Emmerich Newspapers, Incorporated; J.O. Emmerich & Associates, Inc.; Delta-Democrat Publishing Company; Commonwealth Publishing Company, Inc.; Delta Press Publishing Company, Inc.; Newton County Appeal Inc.; Marion Publishing, Company; Yazoo Newspaper, Co., Inc.; Sunland Publishing Company, Inc.; Simpson Publishing Co., Inc.; Montgomery Publishing Co., Inc.; Franklinton Publishing Co., Inc.; Charleston Publishing Co., Inc.; Clarion Publishing Company, Inc.; Scott Publishing, Inc.; Clarke Publishing, Inc.; Hattiesburg Publishing, Inc.; Tallulah Publishing, Inc.; Louisville Publishing, Inc.; Kosciusko Star-Herald, Inc.; Enterprise-Tocsin, Inc.; Grenada Star, Inc.; and Tate Record, Inc. (collectively, "Plaintiffs" or "Emmerich") pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), hereby voluntarily dismiss *without prejudice* all claims asserted by Emmerich against Defendants Google LLC and Meta Platforms, Inc. f/k/a Facebook, Inc. in *Emmerich Newspapers, Inc., et al. v. Google, LLC, et al.*, Civil Action No. 1:21-cv-06794-PKC. This voluntary dismissal does not alter or affect the pendency of the claims of any other Plaintiff(s) in

the Consolidated Amended Complaint or this litigation.

Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

**(a) Voluntary Dismissal.**

**(1) *By the Plaintiff.***

(A) *Without a Court Order.* Subject to Rules 23(e), 23.1(c), 23.2, and 66 and any applicable federal statute, the plaintiff may dismiss an action without a court order by filing:

- (i) a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.

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Here, Defendants have neither answered Plaintiffs' Consolidated Amended Complaint, nor filed a motion for summary judgment. Accordingly, this matter may be dismissed without prejudice and without an Order of the Court.

**DATED:** January 9, 2023

Respectfully Submitted,

**Emmerich Newspapers, Incorporated; J.O. Emmerich & Associates, Inc.; Delta-Democrat Publishing Company; Commonwealth Publishing Company, Inc.; Delta Press Publishing Company, Inc.; Newton County Appeal Inc.; Marion Publishing, Company; Yazoo Newspaper, Co., Inc.; Sunland Publishing Company, Inc.; Simpson Publishing Co., Inc.; Montgomery Publishing Co., Inc.; Franklinton Publishing Co., Inc.; Charleston Publishing Co., Inc.; Clarion Publishing Company, Inc.; Scott Publishing, Inc.; Clarke Publishing, Inc.; Hattiesburg Publishing, Inc.; Tallulah Publishing, Inc.; Louisville Publishing, Inc.; Kosciusko Star-Herald, Inc.; Enterprise-Tocsin, Inc.; Grenada Star, Inc.; and Tate Record, Inc., Plaintiffs,**

/s/ Clayton J. Fitzsimmons

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing *Plaintiffs' Notice of Voluntary Dismissal Without Prejudice Pursuant to Federal Rule of Civil Procedure 41(a)(1)* was filed with the Court's CM/ECF electronic filing system, this 9th day of January, 2024.

/s/ Clayton J. Fitzsimmons

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